UNITED STATES STATUTES AT LARGE

CONTAINING THE

LAWS AND CONCURRENT RESOLUTIONS
ENACTED DURING THE FIRST SESSION OF THE
NINETY-FIFTH CONGRESS
OF THE UNITED STATES OF AMERICA

1977

AND

REORGANIZATION PLANS
RECOMMENDATIONS OF THE PRESIDENT
AND PROCLAMATIONS

VOLUME 91

IN ONE PART



UNITED STATES
GOVERNMENT PRINTING OFFICE
WASHINGTON 1980

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Public Law 95-74 95th Congress

An Act

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1978, and for other purposes

July 26, 1977 [HR 7636]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of the Interior and related agencies for the fiscal year ending September 30, 1978, and for other purposes, namely:

Department of the Interior and related agencies Appropriations, fiscal year 1978

TITLE I-DEPARTMENT OF THE INTERIOR

LAND AND WATER RESOURCES

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

For expenses necessary for protection, use, improvement, development, disposal, cadastral surveying, classification, and performance of other functions, as authorized by law, in the management of lands and their resources under the jurisdiction of the Bureau of Land Management, \$246,938,000.

ACQUISITION, CONSTRUCTION, AND MAINTENANCE

For acquisition of lands and interests therein, and construction and maintenance of buildings, recreation facilities, roads, trails, and appurtenant facilities, \$18.707,000, to remain available until expended; and for liquidation of obligations incurred pursuant to authority contained in 23 U S.C. 203, \$1,924,000, to remain available until expended

PAYMENTS IN LIEU OF TAXES

For expenses necessary to implement the Act of October 20, 1976 (Public Law 94-565), \$100,000,000, of which not to exceed \$200,000 31 150 1601 et shall be available for administrative expenses.

OREGON AND CALIFORNIA GRANT LANDS

For expenses necessary for management, protection, and development of resources and for construction, operation, and maintenance of access roads refore-tation, and other improvements on the revested Oregon and California Railroad grant lands, on other Federal lands in the Oregon and California land-grant counties of Oregon, and on adjacent rights-of-way and acquisition of lands or interests therein including existing connecting roads on or adjacent to such grant lands; an amount equivalent to 25 per centum of the aggregate of all receipts during the current fi-cal year from the revested Oregon and California Railroad grant lands to remain available until expended Provided, Transfer or funds That the amount appropriated herein for the purposes of this appropriation on lands administered by the Forest Service shall be transferred to the Forest Service. Department of Agriculture: Provided

ries)

Employment ceiling exception

in the development of mineral resources and the prevention of waste in the mining, minerals, metal and mineral reclamation industries; to inquire into the economic conditions affecting those industries; to promote health and safety in mines and the mineral industry through research, and for other related purposes as authorized by law, \$203.040,000, of which \$120.558,000 shall remain available until expended: Provided. That no part of the sum herein appropriated shall be used for the field testing of nuclear explosives in the recovery of oil and gas. Provided turther. That the full-time permanent employees hired by the Bureau of Mines to staff the mining research center at Carbondale. Illinois, shall not be counted against or considered to be a part of any employment ceiling assigned to the Department of the Interior

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Contract authority rescission 75 Stat 246 Contrast authority for "Development and Operation of Helium Properties provided by Public Law 5:-122 for the fiscal year 1978 is resembled in the amount of \$47,500,000

ADMINISTRATIVE PROVISION

The Secretary is authorized to accept lands buildings, equipment, and other contributions from public and private sources and to prosecute projects in cooperation with other agencies. Federal, State, or private Provided. That the Bureau of Mines is authorized during the current fiscal year, to sell directly or through any Government agency, including corporations, any metal or mineral product that may be manufactured in pilot plants operated by the Bureau of Mines, and the proceeds of such sales shall be covered into the Treasury as miscellaneous receipts.

INDIAN AFFAIRS

BUREAU OF INDIAN AFFAIRS

OPERATION OF INDIAN PROGRAMS

For expenses necessary to provide education and welfare services for Indians, either directly or in cooperation with States and other organizations, including payment (in advance or from date of admission), of care, tuition, assistance, and other expenses of Indians in boarding homes, institutions, or schools; grants and other assistance to needy Indians; maintenance of law and order, and payment of rewards for information or evidence concerning violations of law on Indian reservation lands or treaty fishing rights tribal use areas; management, development, improvement, and protection of resources and appurtenant facilities under the jurisdiction of the Bureau of Indian Affairs, including payment of irrigation assessments and charges, acquisition of water rights: advances for Indian industrial and business enterprises: operation of Indian arts and crafts shops and museums, development of Indian airs and crafts, as authorized by law; and for the general administration of the Bureau of Indian Affairs. including such expenses in field offices, \$677,181,000, of which not to exceed \$34.642,000 for assistance to public schools under the Act of April 16 1934 shall remain available for obligation until September 30. 1979, and that the funds made available to tribes and tribal organizations through contracts authorized by the Indian Self-Determination and Education Assistance Act of 1975 (88 Stat 2203; 25 U.S.C. 450) shall remain available until September 30, 1979; Provided, That this

48 Stat 596

carryover authority d the Bureau of Indian carry out the provision \$5.025,000. to remain a \$250 000 shall be avail said Act Provided to directed, upon the requiracts with any tribal of law enforcement, it hished by Public Law (

For construction in power systems, buildu lands and interests in architectural and enremain available until be available for the Project may be tranfurther That not to (to the Ramah-Navaj the construction of ar That not to exceed ~ Rough Rock Commun of school facilities P the General Services construction, and ma days following enact shall submit to the C construction funds at advise during the year

For liquidation of tained in 23 U.S.C. 2 ments of 1974, \$22.9 for construction of 10 in 23 U.S.C. 203, and able until expended

For transfer to the fiscal year 1978, to the Natives and Native aboriginal land clar (Public Law 92-20) meeting its obligat Alaska Native Claument that \$500,000, all revenues paid in other than those specing any other proving Alaska to the further than the further than the specing any other proving the specing and the further than the specing any other proving the specing and the further than the specing any other proving the specing and the

e prevention of waste umation industries; to those industries; to ustry through ized by law, nam available until herein appropriated osives in the recovery full-time permanent the mining research inted against or consigned to the Depart-

)peration of Helium the fiscal year 1978 is

mildings, equipment, sources and to prose-. Federal, State, or uthorized during the Government agency, product that may be ureau of Mines, and Treasury as miscel-

and fare services th Laces and other from date of admisenses of Indians in and other assistance r, and payment of violations of law on ibal use areas; manton of resources and ie Bureau of Indian dents and charges: industrial and busicrafts shops and - authorized by law; of Indian Affairs. i), of which not to under the Act of until September 30, und tribal organiza-Self-Determination 203; 25 U.S.C. 450) Provided. That this

carryover authority does not extend to programs directly operated by the Bureau of Indian Affairs; and includes expenses necessary to carry out the provisions of sections 8 and 19(a) of Public Law 93-531, \$5.025,000, to remain available until expended, of which not more than \$250,000 shall be available for payments pursuant to section 8(e) of said Act Provided further, That the Secretary of the Interior is directed, upon the request of any tribe, to enter into a contract or contracts with any tribal organization of any such tribe for the provision of law enforcement, if such contract proposal meets the criteria established by Public Law 93-638.

CONSTRUCTION

For construction, major repair and improvement of irrigation and power systems, buildings, utilities, and other facilities; requisition of lands and interests in lands, preparation of lands for farming, and architectural and engineering services by contract, 864,153,000, to remain available until expended *Provided*, That such amounts as may be available for the construction of the Navajo Indian Irrigation Project may be transferred to the Bureau of Reclamation Provided further. That not to exceed \$2,062,000 shall be available for assistance to the Ramah-Navajo School Board, Incorporated, New Mexico, for the construction of an Instructional Media Center Provided further. That not to exceed \$3,519,000 shall be available for assistance to the Rough Rock Community High School, Arizona, for the construction of school facilities; Provided further, That the Secretary shall engage the General Services Administration to supervise the planning design. construction, and maintenance of school facilities; and that within 90 days following enactment of this bill the Secretary of the Interior shall submit to the Congress a plan for expenditure of planning and construction funds available to the Bureau of Indian Affairs and shall advise during the year on achievement of plans and construction.

ROAD CONSTRUCTION

For liquidation of obligations incurred pursuant to authority contained in 23 U.S.C. 203 as amended by Federal-Aid Highway Amendments of 1974 \$22,912,000, to remain available until expended, and 23 U.S.C. 101 note for construction of roads and bridges pursuant to authority contained in 23 U S.C. 203, and 25 U.S.C. 13, 318a, 875, 335,000, to remain available until expended.

MISCLITANIOUS APPROPRIATIONS

MASKA NAHAL HUND

For transfer to the Alaska Native Fund, in the fourth quarter of fiscal year 1978 to provide for settlement of certain land claims by Natives and Native groups of Alaska, and for other purposes based on aboriginal land claims, as inthorized by the Act of December 18, 1971 (Public Law 92-203), \$30,000,000 Provided That for purposes of 85 stat 688 meeting its obligation under section 6(a)(3) and section 1 of the Alaska Native Claims Settlement Act in connection with the requirement that \$500,000 000 be paid into the Alaska Native Fund, any and all revenues paid into such fund by the State of Alaska from sources other than those specified in section 9 of such Act shall, notwithstanding any other provision of law, be construed as payments by the State of Alaska to the fund within the meaning of sections 6(a)(3) and 9

25 USC 640d-7, 6404-18

Contracts

25 USC 450 et

Transfer of funds. authorization

GSA supervision Expenditure plan, submittal to Congress

43 USC 1605

PUBLIC LAW 95-74-JULY 26, 1977

43 USC 1605 1608

of the Alaska Native Claims Settlement Act and credited toward the \$500,000,000 to be deposited in the Alaska Native Fund under such sections.

MISCILLANEOUS TRUST PUNDS

In addition to the tribal funds authorized to be expended by existing law, there is hereby appropriated not to exceed \$3 000,000 from tribal funds not otherwise available for expenditure for the benefit of Indians and Indian tribes, including pay and travel expenses of employees, care, tuition, and other assistance to Indian children attending public and private schools (which may be paid in advance or from date of admission), purchase of land and improvements on land title to which shall be taken in the name of the United States in trust for the tribe for which purchased lease of lands and water rights, compensation and expenses of attorneys and other persons employed by Indian tribes under approve beontracts, pay, travel and other expenses of tribal officers councils and committees thereof or other tribal organizations. including indeage for use of privately owned automobiles and per diem in heu of subsistence at rates established administratively but not to exceed those applicable to envil an employees of the Government; relief of Indians, without regard to section 7 of the Act of May 27, 1930. (46 Stat. 391) including cash grants: Provided, That in addition to the amount appropriated herein, tribal funds may be advanced to Indian tribes during the current fiscal year for such purposes as may be designated by the governing body of the particular tribe involved and approved by the Secretary.

18 USC 4124 and note

ADMINISTRATIVE PROVISIONS

Appropriations for the Bureau of Indian Affairs (except the revolving fund for loan-) shall be available for expenses of exhibits; purchase of not to exceed 222 passenger carrying motor vehicles of which 127 shall be for replacement only, which may be used for the transportation of Indians: advance payments for services (including services which may extend beyond the current fiscal year) under contracts executed pursuant to the Act of June 4, 1936 (25 U.S.C. 452), the Act of August 3, 1956 (25 U.S.C. 309), and legislation terminating Federal supervision over certain Indian tribes; and expenses required by continuing or permanent treaty provisions.

TERRITORIAL AFFAIRS

Office of Territorial Affairs

ADMINISTRATION OF TERRITORIES

For expenses necessary for the administration of Territories under the jurisdiction of the Department of the Interior, including expenses of the Office of the Governor of American Samoa, compensation and mileage of members of the legislature in American Samoa, and compensation and expenses of the judiciary in American Samoa, as authorized by law (48 U.S.C. 1661(c)). grants to American Samoa, in addition to current local revenues, for support of governmental functions, grants to Guam, as authorized by law (48 U.S.C. 1428-1428e); and personal services, household equipment and furnishings, and utilities necessary in the operation of the house of the Governor of American Samoa; \$21,105,000, together with \$938,000 for expenses of the office of the Government Comptroller for the Virgin Islands to be

derived from "Internal authorized by law (48) the office of the Governn duties and taxes which w Guam, as authorized by able until expended P ments herein provided the General Services A priations available for expended for the pur suiface vessels for offic purposes found by the That fund- available i I-lands and Guam sha passenger motor vehicl

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I or expenses necess istration of the Trust Trusteeship Agreeme (61 Stat 397), and th (90 Stat 299), melud the Trust Territory of of the Judiciary of th to the Trust Territor enues, for support of \$900,000 for a human become available for to funds provided by trict Administrator and none of these f expenses of volunte. until expended, of w Department of the I the Northern Marian ernmental operation nomic development support of governm actions of the Trus Mariana Islands, m mentalities establis government of the General Accounts Budget and Accou Accounting and A ther. That the gove and the governmen to make purchases t rided further. The of the Trust Terr the Northern Ma charter, maintenai poses and for comtary to be necessal the Trusteeship A